



ABSTRACT

Establishment- Women Development, Child Welfare and Disabled Welfare Department – Jeep accident committed in Ananthapur through a private driver which caused loss to Govt., - Report furnished by the Commrr, WD & CW, Hyd - Sanction under Rule 9 of A.P. Revised Pension Rules, 1980-Orders-Issued.

WOMEN DEVELOPMENT, CHILD WELFARE & DISABLED WELFARE (ESTT.) DEPARTMENT

G.O.Ms.No 148

Dated:30/03/2010
Read the following:

From the Commrr, WD & CW, Hyd Lr.No.79/vig-1/2008, dt.17/01/2008
and 20/03/2010.

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ORDER:

Whereas, it has been made to appear that Smt. T. Swarajalakshmi the then CDPO ICDS Tadipatri Ananthapur Dist., now retired has made an accident on 05/07/1998 in Ananthapur where a person sustained injuries and the additional district judge (FTC) Ananthapur in its petition No.235/99 dt.23/03/2005 passed orders to pay compensation to the extent of Rs.67240/- which caused loss to Govt., Thus Smt. T. Swarajalakshmi the then CDPO ICDS Tadipatri Ananthapur Dist. now retired has shown dereliction her duties while she was in service and became responsible to pay unnecessary compensation to the petitioner.

2. Now, therefore, sanction is hereby accorded under sub-clause (i) of clause (b) of Sub-Rule (2) of Rule 9 of A.P. Revised Pension Rules, 1980 to initiate departmental proceedings against the said Smt. T. Swarajalakshmi the then CDPO ICDS Tadipatri Ananthapur Dist. now retired.

3. It is further directed that the said departmental proceedings shall be conducted in accordance with the procedure laid down in Rule 20 of APCS (CC&A) Rules, 1991 r/w Rule 9 of A.P. Revised Pension Rules, 1980.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M. CHAYA RATAN,
PRINCIPAL SECRETARY TO GOVERNMENT.

To

Smt. T. Swarajalakshmi the then CDPO ICDS Tadipatri Ananthapur Dist. now retired
through the Commrr, WD & CW, Hyd

Copy to: The Commrr, WD & CW, Hyd. She is requested
to serve the above G.O. to the retired officer and
return the served copy immediately.

// FORWARDED BY ORDER //

SECTION OFFICER



ABSTRACT

Establishment – Women Development, Child Welfare & Disabled Welfare Department – Jeep accident committed in Ananthapur through a private driver which caused loss to Govt., - Report furnished by the Commr, WD & CW, Hyd - Disciplinary action-Article of Charge- Issued.

WOMEN DEVELOPMENT, CHILD WELFARE & DISABLED WELFARE (ESTT.) DEPARTMENT

G.O.Rt.No 148

Dated:30/03/2010

Read the following:

G.O.Ms.No. , WD CW & DW (Estt.) Department, dt. /03/2010.

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ORDER:

In pursuance of the sanction accorded by the Government under sub clause (i) of clause (b) of sub rule (2) of Rule 9 of A.P. Revised Pension Rules, 1980 for instituting departmental proceedings against Smt. T. Swarajalakshmi the then CDPO ICDS Tadipatri Ananthapur District now retired in the reference read above, it is proposed to hold an inquiry against the said Smt. T. Swarajalakshmi the then CDPO ICDS Tadipatri Ananthapur Dist. now retired in accordance with the procedure laid down in the Rule 20 of APCS (CC&A) Rules, 1991 R/w Rule 9 of A.P. Revised Pension Rules, 1980 as she has made an accident on 05/07/1998 in Ananthapur where a person sustained injuries and the additional district judge (FTC) Ananthapur in its petition No.235/99 dt.23/03/2005 passed orders to pay compensation to the extent of Rs.67240/- which caused loss to Govt., Thus Smt. T. Swarajalakshmi the then CDPO ICDS Tadipatri Ananthapur Dist. now retired has shown dereliction of her duties while she was in service and became responsible to pay unnecessary compensation to the petitioner.

2. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of Articles of Charge (Annexure-I). A statement of imputations of misconduct or misbehavior in support of article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witness by whom, the articles of charge proposed to be sustained are also enclosed (Annexure-III & IV). She is also furnished herewith copies of documents based on which the charges are proposed to be sustained.

3. Smt. T. Swarajalakshmi the then CDPO ICDS Tadipatri Ananthapur District now retired is directed to submit written statement of her defence within (10) days of the receipt of this order.

4. Smt. T. Swarajalakshmi the then CDPO ICDS Tadipatri Ananthapur District now retired is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. She should therefore, specifically admit or deny the article of charge.

5. Smt. T. Swarajalakshmi the then CDPO ICDS Tadipatri Ananthapur Dist.now retired is further informed that if she does not submit her written statement of defence within the period specified in para-3 above, or otherwise fails or refuses to comply with the provisions of Rule 20 of the APCS (CC&A) Rules, 1991, or the orders/directions issued in pursuance of the said rules, the Inquiring Authority may held the inquiry against her exparte.

6. She is specifically informed that this memo does not preclude the Government to frame fresh charge/charges, if any further irregularity/irregularities are noticed during the course of disciplinary action.

7. The receipt of the G.O. may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M. CHAYA RATAN,
PRINCIPAL SECRETARY TO GOVERNMENT.

To

Smt. T. Swarajalakshmi the then CDPO ICDS Tadipatri Ananthapur Dist.now retired **through** the Commrr, WD & CW, Hyd

Copy to: The Commrr, WD & CW, Hyd. She is requested to serve the above G.O. to the retired officer and return the served copy immediately.

// FORWARDED BY ORDER //

SECTION OFFICER

ANNEXURE –I

Statement of articles of charges framed against **Smt.T.Swarajya Lakshmi, formerly CDPO, ICDS Project, Tadipathri, Ananthapur District.** now retired.

Article.I:-That the said Smt.T.Swarajya Lakshmi, while functioning as CDPO, ICDS Project, Tadipathri during the period 1998, engaged a private driver for a Government vehicle without permission from higher authorities, which caused to occur an accident on 5/7/98. This resulted loss to Govt. to a tune of Rs.67,240/-. Thus Smt.T.Swarajya Lakshmi, by her above mentioned act has exhibited lack of integrity, devotion to duty, negligent attitude, conduct unbecoming of a Government servant and thereby contravened rule 3(1), 3(2) & 9(7) of APCS Conduct Rules, 1964.

M. CHAYA RATAN,
PRINCIPAL SECRETARY TO GOVERNMENT.
// FORWARDED BY ORDER //

SECTION OFFICER

ANNEXURE – II

Statement of imputations of misconduct or misbehaviour in support of the articles of charges framed against **Smt.T.Swarajya Lakshmi, formerly CDPO, ICDS Project, Tadipathri, Ananthapur District.** now retired from service.

Article 1 That the said Smt.T.Swarajya Lakshmi, while functioning as CDPO, ICDS Project, Tadipathri during the period 1998, engaged a private driver by name Boya Thippeswamy for the Government vehicle, without any orders from the higher authorities. On 5/7/1998 while traveling in the vehicle met with an accident in Court road, Ananthapur District, in which a person by name Sri B.Chenna Reddy, S/o. Kesava Reddy sustained injuries.

The injured Sri B.Chenna Reddy filed a case in O.P.No.235/99 on the file of V Additional District Judge, Ananthapur, claiming compensation of Rs.1,50,000/-. The Additional District Judge, Ananthapur vide O.P.No.235/99, dt:23/3/05 given order to pay the compensation to the petitioner of Rs.40,000/-with interest @ 9% per annum from the date of petition i.e., 26/3/99 till the date of realization.

Kum.M.Ramanjanamma, CDPO, ICDS, Tadipathri, who was the successor of Smt.T.Swarajya Lakshmi, CDPO stated that, the case was contested by Sri P.L.Eswar Reddy, Government Pleader on behalf of the District Collector and CDPO. Further stated that, On verification of records Smt.T.Swarajya Lakshmi has not filed any case regarding the case. On consultation with the Government Pleader for filing an appeal, informed that,the claimants are taking steps to file EP for recovery of the Decree amount and the grant of amount for medical expenses can not be questioned in appeal.

Hence, vide RC.No.271/Court Case/06, dt:24/7/06, Kum.M.Ramanjanamma, the then CDPO, ICDS, Tadipathri, sent the connected file containing medical bills to arrange funds to deposit in the Court of Law.

Further, vide Rc.No.271/06, dt:11/9/2007, Kum.M.Ramanjanamma, the then CDPO ICDS, Tadipathri, informed that, an amount of Rs.34,000/-released by the Director, of Women Development and Child Welfare Department, Hyderabad towards medical expenses was drawn on 24/10/06 and deposited before Hon'ble 5th Additional District Judge, Ananthapur. Further, requested to release the budge of Rs.34,000/-for payment of balance amount towards compensation to the petitioner as the District Revenue Officer, Ananthapur informed that the balance amount of compensation of Rs.33,000/-may be deposited in the court as per EP.No. 13/2006(OP. No.235/1999), otherwise 5th Additional District Judge, Ananthapur, informed final notice for attachment of the movables in the office of the District Collector, Ananthapur.

Vide Rc.No.741/A/09, dt:5/9/09 the Project Director, DW & CDA, Ananthapur has informed that, Smt.T.Swarajya Lakshmi has not made any request for driver from the Collector's Pool.

The facts and material so gathered revealed that the retired Government Servant, Smt.T.Swarajya Lakshmi, the then CDPO, ICDS Project, Tadipathri, committed the grave misconduct and which resulted loss to Govt. to a tune of Rs.67,240/-.

Thus Smt.T.Swarajya Lakshmi, the then CDPO, ICDS, Tadipathri, by her above mentioned act has exhibited lack of integrity, devotion to duty, negligent attitude, conduct unbecoming of a Government servant and thereby contravened rule 3(1), 3(2) & 9(7) of APCS Conduct Rules, 1964.

M. CHAYA RATAN,
PRINCIPAL SECRETARY TO GOVERNMENT.
// FORWARDED BY ORDER //

SECTION OFFICER

ANNEXURE -III

List of documents by which the articles of charge framed against Smt.T.Swarajya Lakshmi, formerly CDPO, ICDS Project, Tadipathri, Ananthapur District, are proposed to be sustained.

1. R.C.NO.271/Court Case/06, dt:2/5/2006 of CDPO, Tadipathri,
2. O.P.No.235/99, dt:23/3/05 of V Additional District Judge, Ananthapur.
3. Lr.dt:20/3/06 of Sri A.V.Sivareddy, Advocate, Ananthapur.
4. Lr.dt:Nil of P.L. Eswara Reddy, Govt. Pleader, Ananthapur.
5. R.C.NO.271/Court Case/06, dt:24/7/2006 of CDPO, Tadipathri,
6. R.C.NO.271/Court Case/06, dt:11/9/2007 of CDPO, Tadipathri,
7. RC.No.741/A/09, dt:5/9/09 of Project Director, DW & CDA, Ananthapur.

M. CHAYA RATAN,
PRINCIPAL SECRETARY TO GOVERNMENT.
// FORWARDED BY ORDER //

SECTION OFFICER

ANNEXURE-IV

List of witnessed by whom the articles of charge framed against Smt.T.Swarajya Lakshmi, formerly CDPO, ICDS Project, Tadipathri, Ananthapur District, are proposed to be sustained.

1. Kum.M.Ramanjanamma, former CDPO, ICDS Project, Tadipathri.
2. Boya Thippeswamy, Anantapur.
3. Sri B.Chenna Reddy, S/o Kesava Reddy.
4. A.V.Sivareddy, Advocate, Ananthapur.
5. PL.Eswara Reddy, Govt. Pleader, Ananthapur.

M. CHAYA RATAN,
PRINCIPAL SECRETARY TO GOVERNMENT.
// FORWARDED BY ORDER //

SECTION OFFICER